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HDI-5B/21 based on PTO/SB/21 (08-00)

MP
H3

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/079,840
		Filing Date	February 19, 2002
		First Named Inventor	Scott A. Wellman, et al.
		Group Art Unit	Unknown
		Examiner Name	Unknown
Total Number of Pages in This Submission		Attorney Docket Number	4082-000001

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Declaration And Power of Attorney executed by Scott A. Wellman <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts and Petition Under 37 CFR 1.47(a) to Accept Declaration And Power of Attorney Signed on Behalf of a Non-signing Inventor; and Petition for Extension of Time <input checked="" type="checkbox"/> Statement in Support of Petition Under 37 CFR 1.47(a) with Exhibit A	<input checked="" type="checkbox"/> Request For Approval of Drawing Changes and Transmittal of Formal Drawings <input checked="" type="checkbox"/> Drawing sheets 1-3 with proposed drawing changes noted in red; and three (3) sheets of substitute drawings (FIGS. 1A-5C) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copy of Notice to File Missing Parts of Nonprovisional Application (2 pgs); and postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name Christopher A. Eusebi	Reg. No. 44,672
Signature			
Date	June 14-2002		

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

Typed or printed name	Christopher A. Eusebi	Date	
Signature		June 14-2002	

Under the Paperwork Reduction Act of 1995, persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002



TOTAL AMOUNT OF PAYMENT (\$ 620)

Complete if Known

Application Number	10/079,840
Filing Date	February 19, 2002
First Named Inventor	Scott A. Wellman, et al.
Examiner Name	Unknown
Group / Art Unit	Unknown
Attorney Docket No.	4082-000001

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Other None
 Order

Deposit Account:

Deposit Account Number

08-0750

Deposit Account Name

Hamess, Dickey & Pierce, P.L.C.

The Commissioner is authorized to: (check all that apply)
 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Entity Fee (\$)	Small Entity Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	370
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1)

(\$ 370)

2. EXTRA CLAIM FEES

Total Claims	20	-20 **	= 0	Extra Claims	Fee from below	Fee Paid
Independent Claims	3	-3 **	= 0	X 0	= 0	
Multiple Dependent				X 0	= 0	

Large Entity Fee Code	Entity Fee (\$)	Small Entity Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ 0)

** or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	65
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	55
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	130
123	50	123	50	Processing fee under 37 CFR 1.17 (a)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify) _____					

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 250)

SUBMITTED BY

Complete if applicable

Name (Print/Type)	Christopher A. Eusebi	Registration No. Attorney/Agent)	44,672	Telephone	1 248-641-1600
Signature				Date	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/079,840

Filing Date: February 19, 2002

Applicant: Scott A. Wellman
Paul Wolfe

Group Art Unit: Unknown

Examiner: Unknown

Title: STRUCTURAL COMPOSITE

Attorney Docket: 4082-000001

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

**RESPONSE TO NOTICE OF MISSING PARTS AND PETITION UNDER 37 CFR 1.47(a) TO
ACCEPT DECLARATION AND POWER OF ATTORNEY SIGNED ON BEHALF OF A NON-
SIGNING INVENTOR; AND PETITION FOR EXTENSION OF TIME**

Pursuant to the "Notice to File Missing Parts of Nonprovisional Application Filed Under 37 CFR 1.53(b) Filing Date Granted," mailed March 18, 2002, Applicants hereby petition under the provisions of 37 C.F.R. § 1.136(a) for an one month extension of time in which to respond to the outstanding Notice (copy enclosed). Applicants have included a Fee Transmittal with this response for such extension of time and to cover associated filing as well as petition fees.

Also enclosed is a "Request for Approval of Drawing Changes and Transmittal of Drawings" conforming to 37 CFR 1.84 which are required by the Notice to File Missing Parts of Nonprovisional Application.

A "Declaration And Power of Attorney" document executed by Scott Wellman is enclosed. Applicants hereby petition under 37 CFR 1.47(a) for acceptance of this enclosed "Declaration And Power of Attorney" as being signed on behalf of a non-signing inventor.

Enclosed herein is a "Statement in Support of Petition Under 37 CFR 1.47(a)" by Christopher A. Eusebi and accompanying Exhibit A which shows that a bonafide attempt was made to present a copy of the application papers (specification, including claims, drawings, and Declaration And Power of Attorney) to the non-signing inventor for signature. Within the signed statement are the facts surrounding the refusal to sign by Paul Wolfe. These facts include the time and place of the express refusal to sign the documents. The last known address of the non-signing inventor is: Paul Wolfe, 1658 East 9 Mile Rd, Hazel Park, MI 48030-1937.

Dated: June 14, 2002

Respectfully submitted,

By: 
Christopher A. Eusebi, Reg. No. 43,141

HARNESS, DICKEY & PIERCE, P.L.C.
P.O. Box 828
Bloomfield Hills, Michigan 48303
(248) 641-1600



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/079,840	02/19/2002	Scott A. Wellman	4081-000001 4082

O I P E JUN 20 2002

27555
HARNESS, DICKEY & PIERCE, P.L.C.
P.O. BOX 828
BLOOMFIELD HILLS, MI 48303

CONFIRMATION NO. 5458

FORMALITIES LETTER



OC00000007661733

Date Mailed: 03/18/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 435.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - more than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1));

06/26/2002 MBIZUNES 00000039 10079840 *A copy of this notice **MUST** be returned with the reply.*

01 FC:201
02 FC:205

370.00 OP
65.00 OP

CR

Z-Hayy
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE